

#### REMARKS

The claims have been amended to more clearly define the invention as disclosed in the written description. In particular, the claims have been amended for clarity.

The Examiner has rejected claims 26 and 27 under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent Application Publication No. 2002/0154893 to Tanaka et al. in view of U.S. Patent Application Publication No. 2002/0107973 to Lennon et al. The Examiner has further rejected claims 28-30 under 35 U.S.C. 103(a) as being unpatentable over Tanaka et al. in view of Lennon et al., and further in view of U.S. Patent Application Publication No. 2003/0014767 to Stumphauzer, II.

The Tanaka et al. publication discloses a digital video disc, its recording and reproducing methods, and related encoder and decoder using the same, in which audio data and video data are separately recorded on the DVD.

The Lennon et al. publication discloses metadata processes for multimedia database access, in which the core media browser attributes and a Table of Contents is represented in XML format.

With regard to the content object file, the Examiner, in describing Tanaka et al., states "Figure 6A shows a pack format used for recording the DVD-video data on the DVD. Figure 6B is a pack format used for recording the DVD-audio data on the DVD. The DVD-audio data format of Figure 6B is compatible with the DVD-video data format of Figure 6A, although they use different area names, [0051]".

Applicants submit that while Tanaka et al. discloses that different types of data (audio and video) may be recorded on the DVD, there is no disclosure or suggestion that the different data types have different data formats. In fact, Tanaka et al. specifically states "The DVD-audio data format of FIG. 6B is compatible with the DVD-video data format of FIG. 6A, although they use different area names" (page 3, paragraph [0051]). In contradistinction, as described in the Substitute Specification on page 4, paragraph 12 (lines 15-16), in the subject invention, data having the CD-audio format may be recorded on the DVD.

With regard to the object definition file, the Examiner states "(the DVD-video data format of Figure 6A comprises a VMG (i.e., video manager) area at a head thereof and a plurality of VTS (i.e., video title set) areas succeeding the VMG area. On the other hand, the DVD-audio data format of Figure 6B comprises an AMG (i.e., audio manager) area at a head thereof and a plurality of AAS (i.e., audio album set) areas succeeding the AMG area, as counterparts of the VMG and VTS area of the DVD-video data format, [0051]".

Applicants submit that while Tanaka et al. discloses VMG (video management) and AMG (audio management), there is no disclosure or suggestion that these files describe "the data type and data format in said at least one content object file". In fact, while it is assumed that VMG and AMG describe the data type, nowhere in Tanaka et al. is there any disclosure of such. Further, since the audio format is the same as the video format, there is no

disclosure or suggestion that VMG or AMG describes the data format in said at least one content object file.

While Lennon et al. discloses the use of XML code, Applicants submit that Lennon et al. does not supply that which is missing from Tanaka et al.

The Stumphauzer, II publication discloses a system and method for creating and receiving personalized broadcasts, in which a personalized playlist can be downloaded from the website onto a portable storage medium having different structures. However, Applicants submit that Stumphauzer, II neither discloses nor suggests "a plurality of content object files each containing a different data type and data format, a corresponding plurality of object definition files each defining the data type and data format in the corresponding content object file, and a presentation file, the presentation file including presentation definitions of the content object files to be played".

In view of the above, Applicants believe that the subject invention, as claimed, is not rendered obvious by the prior art, either individually or collectively, and as such, is patentable thereover.

Applicants believes that this application, containing claims 26-30 (claims 31-40 having been withdrawn), is now in condition for allowance and such action is respectfully requested.

Respectfully submitted,

by /Edward W. Goodman/  
Edward W. Goodman, Reg. 28,613  
Attorney  
Tel.: 914-333-9611